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Attorneys for Defendant TV One, LLC

**UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA**

GOODNESS FILMS, LLC, a California
Limited Liability Company; HERBERT
HUDSON, an individual; PAUL
GOLDSBY, an individual; and
KENNEDY GOLDSBY, and individual

Plaintiffs,

v.

TV ONE, LLC, a Maryland Limited
Liability Company; MIGUEL NUNEZ,
JR., an individual; and EDWIN B. "ED."
WEINBERGER, an individual,

Defendants.

CV No. 12-08688-GW (JEMx)

**DEFENDANT TV ONE, LLC'S
NOTICE OF MOTION AND
MOTION TO DISMISS OR TO
STRIKE COMPLAINT**

Date: December 17, 2012
Time: 8:30 a.m.
Judge: Hon. George H. Wu
Crtrm: 10

TO PLAINTIFF AND HIS ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on December 17, 2012, at 8:30 a.m. or as soon
thereafter as counsel may be heard, in the Courtroom of the Honorable George H. Wu
in the United State District Court for the Central District of California, at 312 N.
Spring Street, Los Angeles, California, Defendant TV One, LLC ("TV One") will
move to dismiss all of Plaintiffs' claims.

1 This Motion is made pursuant to Federal Rule of Civil Procedure 12(b)(6) on the
2 ground that the Complaint fails to state a claim upon which relief can be granted. This
3 Motion is based on this Notice of Motion and Motion, the Memorandum of Points and
4 Authorities attached hereto, all of the Court's records and files in this action, and on
5 such other and further written and oral argument and authorities as may be presented at
6 or before the hearing on this matter.

7 In keeping with Local Rule 7-3, this motion is made following communication
8 with counsel on October 31, 2012.

9
10 DATED: November 5, 2012

Respectfully submitted,

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12 **NIXON PEABODY LLP**

13 By: /s/Thaddeus J. Stauber

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